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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/585,095	03/02/2007	Zhenfu Zhao	006980.00006	5773
22907 7590 01/22/2009 BANNER & WITCOFF, LTD. 1100 13th STREET, N.W. SUITE 1200 WASHINGTON, DC 20005-4051				
EXAMINER				
ANWARI, MACEEH				
ART UNIT		PAPER NUMBER		
2444				
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01/22/2009		PAPER		

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Advisory Action
Before the Filing of an Appeal Brief

Application No.

10/585,095

Applicant(s)

ZHAO ET AL.

Examiner

MACEEH ANWARI

Art Unit

2444

--The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

THE REPLY FILED 19 December 2008 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE.

1. ☒ The reply was filed after a final rejection, but prior to or on the same day as filing a Notice of Appeal. To avoid abandonment of this application, applicant must timely file one of the following replies: (1) an amendment, affidavit, or other evidence, which places the application in condition for allowance; (2) a Notice of Appeal (with appeal fee) in compliance with 37 CFR 41.31; or (3) a Request for Continued Examination (RCE) in compliance with 37 CFR 1.114. The reply must be filed within one of the following time periods:

- a) ☒ The period for reply expires 3 months from the mailing date of the final rejection.
b) ☐ The period for reply expires on: (1) the mailing date of this Advisory Action, or (2) the date set forth in the final rejection, whichever is later. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of the final rejection.
Examiner Note: If box 1 is checked, check either box (a) or (b). ONLY CHECK BOX (b) WHEN THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FINAL REJECTION. See MPEP 706.07(f).

Extensions of time may be obtained under 37 CFR 1.136(a). The date on which the petition under 37 CFR 1.136(a) and the appropriate extension fee have been filed is the date for purposes of determining the period of extension and the corresponding amount of the fee. The appropriate extension fee under 37 CFR 1.17(a) is calculated from: (1) the expiration date of the shortened statutory period for reply originally set in the final Office action; or (2) as set forth in (b) above, if checked. Any reply received by the Office later than three months after the mailing date of the final rejection, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

NOTICE OF APPEAL

2. ☐ The Notice of Appeal was filed on _____. A brief in compliance with 37 CFR 41.37 must be filed within two months of the date of filing the Notice of Appeal (37 CFR 41.37(a)), or any extension thereof (37 CFR 41.37(e)), to avoid dismissal of the appeal. Since a Notice of Appeal has been filed, any reply must be filed within the time period set forth in 37 CFR 41.37(a).

AMENDMENTS

3. ☐ The proposed amendment(s) filed after a final rejection, but prior to the date of filing a brief, will not be entered because
(a) ☐ They raise new issues that would require further consideration and/or search (see NOTE below);
(b) ☐ They raise the issue of new matter (see NOTE below);
(c) ☐ They are not deemed to place the application in better form for appeal by materially reducing or simplifying the issues for appeal; and/or
(d) ☐ They present additional claims without canceling a corresponding number of finally rejected claims.

NOTE: _____. (See 37 CFR 1.116 and 41.33(a)).

4. ☐ The amendments are not in compliance with 37 CFR 1.121. See attached Notice of Non-Compliant Amendment (PTOL-324).
5. ☐ Applicant's reply has overcome the following rejection(s): _____.
6. ☐ Newly proposed or amended claim(s) _____ would be allowable if submitted in a separate, timely filed amendment canceling the non-allowable claim(s).
7. ☐ For purposes of appeal, the proposed amendment(s): a) ☐ will not be entered, or b) ☐ will be entered and an explanation of how the new or amended claims would be rejected is provided below or appended.
The status of the claim(s) is (or will be) as follows:
Claim(s) allowed: _____.
Claim(s) objected to: _____.
Claim(s) rejected: _____.
Claim(s) withdrawn from consideration: _____.

AFFIDAVIT OR OTHER EVIDENCE

8. ☐ The affidavit or other evidence filed after a final action, but before or on the date of filing a Notice of Appeal will not be entered because applicant failed to provide a showing of good and sufficient reasons why the affidavit or other evidence is necessary and was not earlier presented. See 37 CFR 1.116(e).
9. ☐ The affidavit or other evidence filed after the date of filing a Notice of Appeal, but prior to the date of filing a brief, will not be entered because the affidavit or other evidence failed to overcome all rejections under appeal and/or appellant fails to provide a showing a good and sufficient reasons why it is necessary and was not earlier presented. See 37 CFR 41.33(d)(1).
10. ☐ The affidavit or other evidence is entered. An explanation of the status of the claims after entry is below or attached.

REQUEST FOR RECONSIDERATION/OTHER

11. ☒ The request for reconsideration has been considered but does NOT place the application in condition for allowance because:
See Continuation Sheet.
12. ☐ Note the attached Information Disclosure Statement(s). (PTO/SB/08) Paper No(s). _____.
13. ☐ Other: _____.

/William C. Vaughn, Jr./
Supervisory Patent Examiner, Art Unit 2444

Continuation of 11, does NOT place the application in condition for allowance because: In substance, the applicant argues that: 1) that a person of ordinary skill would not have had reason to combine the teachings of Droms-Lim with the teachings of Seki; 2) Droms-Lim fail to teach the following features: upon receiving a DHCP message for request sent from the DHCP client to the DHCP server, filling in at least one field associated with the DHCP relay in the DHCP message for request, and upon receiving a DHCP message for response sent from the DHCP server to the DHCP client, replacing at least one server parameter of a field associated with the DHCP server in the DHCP message for response with at least one relay parameter of the DHCP relay; 3) Droms-Lim-Seki do not disclose wherein for a DHCPDISCOVER or DHCPREQUEST message sent from the DHCP client to the DHCP server, the DHCP relay fills in the at least one field associated with the DHCP relay with a value so that a DHCP OFFER, DHCPACK or DHCPNAK response from the DHCP server to the DHCP client can be sent to the DHCP relay..

In response to 1), the examiner respectfully disagrees. Droms-Lim and Seki are all within the same field of endeavor communications management and data processing; furthermore Seki discloses the replacing of data within messages received from a server. Therefore, the combining of Seki with that of Droms-Lim would allow for a better manage and secure (i.e. efficient) system.

In response to 2), the examiner respectfully disagrees. Droms-Lim-Seki discloses: upon receiving a DHCP message for request sent from the DHCP client to the DHCP server (Lim: Figure 7 [702]; receiving a DHCP request), filling in at least one field associated with the DHCP relay in the DHCP message for request (Lim: Figures 2-9, and Abstract and Col. 5 lines 10-48; DHCPACK includes lease duration and other configuration information that client requested further more the embedding of the trusted identifier is filling in at least one field associated with the DHCP relay in the DHCP message for request. Encoding the options field with vendor specific information), and upon receiving a DHCP message for response sent from the DHCP server to the DHCP client, replacing at least one server parameter of a field associated with the DHCP server in the DHCP message for response with at least one relay parameter of the DHCP relay (Lim: Figures 2-9; the sending of a DHCPACK with lease information and the embedding of the trusted identifiers from the relay agent).

In response to 3), the examiner respectfully disagrees. Droms-Lim-Seki discloses: wherein for a DHCPDISCOVER or DHCPREQUEST message sent from the DHCP client to the DHCP server, the DHCP relay fills in the at least one field associated with the DHCP relay with a value so that a DHCP OFFER, DHCPACK or DHCPNAK response from the DHCP server to the DHCP client can be sent to the DHCP relay (Lim: Figures 2-9 and Abstract; DHCPREQUEST messages are forwarded to the DHCP relay agent)..